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BEFORE THE POSTAL REGULATORY COMMISSION WASHINGTON, D.C. 20268-0001

COMPETITIVE PRODUCT PRICES PARCEL SELECT CONTRACT 37 (MC2020-84) **NEGOTIATED SERVICE AGREEMENT**

Docket No. CP2020-83

USPS NOTICE OF AMENDMENT TO PARCEL SELECT CONTRACT 37, FILED UNDER SEAL

(April 6, 2022)

The Postal Service hereby provides notice that the terms of Parcel Select Contract 37, in the above-captioned proceeding, have changed as contemplated by the contract's terms. A redacted version of the amendment to Parcel Select Contract 37 is provided in Attachment A, and the unredacted amendment is being filed under seal. The amendment will become effective one business day following the day that the Commission completes its review of this filing.

The Postal Service is also filing supporting financial documentation and a certified statement as required by 39 C.F.R. § 3015.5. The certified statement required by 39 C.F.R. § 3015.5(c)(2) is provided in Attachment B. A redacted version of the supporting financial documentation is included with this filing as a separate Excel file. The Postal Service's original application for non-public treatment in this docket is hereby incorporated by reference for the protection of these materials.

Respectfully submitted,

UNITED STATES POSTAL SERVICE

By its attorney:

Sean C. Robinson

475 L'Enfant Plaza, SW Washington, D.C. 20260-1137 (202) 268-8405 Sean.C.Robinson@usps.gov April 6, 2022

ATTACHMENT A REDACTED AMENDMENT TO PARCEL SELECT CONTRACT 37

AMENDMENT #4 OF SHIPPING SERVICES CONTRACT BETWEEN THE UNITED STATES POSTAL SERVICE AND

REGARDING PARCEL SELECT

WHEREAS, the United States Postal Service (the "Postal Service") and ("Customer") entered into a Shipping Services Contract, Parcel Select Contract 37/Docket No. CP2020-83, regarding Parcel Select, on December 6, 2019.

WHEREAS, the Parties desire to amend the terms in Sections I.E.2 and I.L of the Contract, and to add new Table L to the Contract.

NOW, THEREFORE, the Parties agree that the Contract is hereby amended as detailed below. The existing Contract remains unchanged in all other respects. This Amendment shall become effective one (1) business day following the day on which the Commission issues all necessary regulatory approval.

[Replace Sections I.E.2 and I.L of the Contract, and to add new Table L to the Contract, as follows.]

I. Terms

E. Price Calculation

- 2. From the Effective Date of this Amendment until September 30, 2022, Customer will receive Tier 4 pricing for its Contract Packages pursuant to Tables D and D.4, respectively. Tiered pricing in subsequent Contract Quarters will be determined by the quantity of Total Packages shipped in the previous Contract Quarter.
- L. Surcharges, Additional Fees and Time-Limited Price Changes.
 - 1. To the extent the Postal Service promulgates a surcharge, additional fee, or time-limited price change, applicable to the products defined and referenced in Term I.B, during the term of this Contract, such surcharge, fee, or time-limited price change will be applied to the then applicable prices for those products under this Contract, subject to the same terms as such surcharge or fee is applied to the prices of general applicability for those products, respectively, as calculated by the Postal Service.

- 2. The surcharge, fee, or time-limited price change shall not be considered the "most recent price change" for the purposes of the Price Adjustment provision in Section I.F.
- The Postal Service reserves the right to forego an increase pursuant to this section, or increase by a lesser amount (but no less than zero), at its sole discretion.
- 4. On the latter of April 3, 2022, or the Effective Date of this Amendment, the following custom Nonstandard Fees will be charged on all Parcel Select packages tendered by Customer to the Postal Service under this Contract, pursuant to the requirements set forth in Sections L.5, L.6 and Table L below.
- 5. For every Parcel Select
 , Customer will pay per Parcel Select package through the first Contract Quarter following the latter of April 3, 2022, or the Effective Date of this Amendment.
 - a. In subsequent Contract Quarters, the Custom Nonstandard Fee shown in Table L will be determined by the percentage of Parcel Select that exceed the dimension described in Section L.5.
 - b. The Nonstandard Fee for Parcel Select packages in this category in subsequent Contract Quarters will be determined at the conclusion of a Contract Quarter, and will become effective within thirty (30) calendar days of the start of the new Contract Quarter.
- 6. For every Parcel Select
 , Customer will pay per Parcel Select package through the first Contract Quarter following the latter of April 3, 2022, or the Effective Date of this Amendment.
 - a. In subsequent Contract Quarters, the Custom Nonstandard Fee shown in Table L will be determined by the percentage of Parcel Select that exceed the dimension described in Section L.6.
 - b. The Nonstandard Fee for Parcel Select packages in this category in subsequent Contract Quarters will be determined at the conclusion of a Contract Quarter, and will become effective within thirty (30) calendar days of the start of the new Contract Quarter.



- 7. Custom Nonstandard Length and Volume Fees will be adjusted throughout the term of the Contract whenever published Nonstandard Length and Volume Fees are changed by the Postal Service. Custom Fees will increase by the percentage increase of the published fee for the applicable product category.
- 8. If published Nonstandard Fees decrease or remain the same, there will be no change to the custom fees provided in this Amendment, unless during the term of the Contract, the discounted Nonstandard Fees exceed Published Prices, the Customer shall pay the prevailing Published Fee.

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be duly executed as of the later date below:

UNIT	ED STATION OF THE TICE
Signed	d by:
	d Name: Jacqueline Strako
Title:_	Chief Commerce & Business Solutions Officer and Executive Vice President
Date:	3/23/2022



ATTACHMENT B SIGNED CERTIFICATION

Certification of Prices for Amendment to

Parcel Select Contract 37

I, Lisa H. Arcari, Director, Domestic Package Pricing, Finance Department, am familiar with the prices and terms for the amendment to Parcel Select Contract 37. The amended prices and terms contained in this Contract were established by the Decision of the Governors of the United States Postal Service on the Establishment of Prices and Classifications for Domestic Competitive Agreements, Outbound International Competitive Agreements, Inbound International Competitive Agreements, and Other Non-Published Competitive Rates (Governors' Decision No. 19-1).

I hereby certify, based on the financial analysis provided herewith, that the amended prices are in compliance with 39 U.S.C § 3633 (a)(1), (2), and (3). They are expected to cover attributable costs. There should therefore be no subsidization of competitive products by market dominant products. The amended contract should not impair the ability of competitive products on the whole to cover an appropriate share of institutional costs.

Lisa Arcari Digitally signed by Lisa Arcari Date: 2022.04.06

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Lisa H. Arcari